

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

PLAINTIFF

Banco Popular Dominicano, C. Por A.

V. DEFENDANT AND THIRD PARTY PLAINTIFF

Levi Strauss & Co.

THIRD PARTY SUMMONS IN A
CIVIL ACTION

Case Number: 07 Civ. 6443 (LTS) (THK)

V. THIRD PARTY DEFENDANT

The Graphic Label Group, Inc.

To: Name and address of Third Party Defendant

The Graphic Label Group, Inc.
201 4th Street, Suite 207
Oakland, California 94607
Attn: President

YOU ARE HEREBY SUMMONED and required to serve on

PLAINTIFF'S ATTORNEY (name and address)

Mary Ellen Shuttleworth, Esq.
HERRICK, FEINSTEIN LLP
2 Park Avenue
New York, NY 10016

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)

COOLEY GODWARD KRONISH LLP
1114 Avenue of the Americas
New York, NY 10036
Attn: Ronald R. Sussman, Esq.
(212) 479-6000

-and-

Attn: Robert L. Eisenbach III, Esq.
101 California Street, 5th Floor
San Francisco, CA 94111-5800

an answer to the third-party complaint which is served on you with this summons, within _____ days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

AUG 27 2007

CLERK

DATE

(By) DEPUTY CLERK

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action


RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	
NAME OF SERVER	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the third-party defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ <div style="display: flex; justify-content: space-around; width: 100%;"> Date Signature of Server </div> <div style="text-align: center;"> Address of Server </div> </p>		

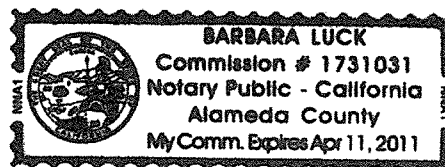
(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Attorney or Party without Attorney: RONALD R. SUSSMAN, Esq. COOLEY GODWARD KRONISH LLP 1114 AVE. OF THE AMERICAS NEW YORK, NY 10036		Telephone No.: (212) 479-6000		For Court Use Only	
Attorney for: Defendant		Ref. No. or File No.: LEVI			
Insert name of Court, and Judicial District and Branch Court: United States District Court - Southern District Of New York					
Plaintiff: BANCO POPULAR DOMINICANO Defendant: LEVI STRAUSS & CO.					
AFFIDAVIT OF SERVICE (Third Party Summons In A)		Hearing Date:	Time:	Dept/Div	Case Number: 07 CIV. 6443 (LTS) (THK)

1. *At the time of service I was at least 18 Years of age and not a party to this action, and I served copies of the:*
 Third Party Summons In A Civil Action; Answer With Counterclaim And Third Party Complaint In
 Interpleader
2. a. *Party Served:* **THE GRAPHIC LABEL GROUP, INC.**
 b. *Person Served:* **MATTHEW GOWDY - VICE PRESIDENT - CAUCASIAN MALE**
AGE 50 6'3" 195LBS GRAY HAIR
 c. *Address:* **201 4th STREET, SUITE 207**
OAKLAND, CA 94607
3. *I served the party named in item 2*
 a. *by personally delivering the copies*
 (1) *on:* **Wed, Aug. 29, 2007**
 (2) *at:* **3:40PM**
5. *Person serving:*
RESHANYA KEOUGH
SAME DAY ATTORNEY SERVICE
(REGISTERED ALAMEDA COUNTY #584)
725 WASHINGTON ST, SUITE 200
OAKLAND, CA 94607
(510) 444-1441

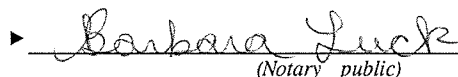
Fee for service:
I Declare under penalty of perjury under the laws
 of the State of **New York**
 that the foregoing is true and correct.

► 



6. *SUBSCRIBED AND SWORN to me, a Notary Public in and for said County and State, Aug. 30, 2007*

My Commission Expires: ► APRIL 11, 2011
 (Date)

► 
 (Notary public)

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